

IPW

Attorney's Packet No.: 42P18116

Patent

In re the Application of: Zimmer et al.  
(inventor(s))

Application No.: 10/748,502

Filed: December 30, 2003

For: SYSTEM SOFTWARE TO SELF-MIGRATE FROM A FAULTY MEMORY LOCATION TO A SAFE  
MEMORY LOCATION  
(title)

Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR: Transmitted herewith is a **Response and Amendment** for the above-referenced application.

       Applicant claims small entity status. See 37 CFR 1.27.

  **X**   **No additional fee is required.**

The fee has been calculated as shown below:

|  | (Col. 1)                          |       | (Col. 2)                              | (Col. 3)         |
|--|-----------------------------------|-------|---------------------------------------|------------------|
|  | Claims<br>Remaining<br>After Amd. |       | Highest No.<br>Previously<br>Paid For | Present<br>Extra |
| Total<br>Claims  | * 22                              | Minus | ** 22                                 | 0                |
| Indep.<br>Claims   | * 3                               | Minus | *** 3                                 | 0                |
| <div><input type="checkbox"/> <b>First Presentation of Multiple<br/>Dependent Claim(s)</b></div> |                                   |       |                                       |                  |

| SMALL ENTITY      |                   |
|-------------------|-------------------|
| Rate              | Additional<br>Fee |
| X25               | \$                |
| X100              | \$                |
| +180              | \$                |
| Total<br>Add. Fee | \$                |

| OTHER THAN A<br>SMALL ENTITY |                   |
|------------------------------|-------------------|
| Rate                         | Additional<br>Fee |
| X50                          | \$ 0              |
| X200                         | \$ 0              |
| +360                         | \$                |
| Total<br>Add. Fee            | \$ 0              |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.


\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

**FIRST CLASS CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on November 21, 2006  
Date of Deposit

Flor S. Neafus  
Name of Person Mailing Correspondence

  
Signature

11-21-06  
Date

\_\_\_\_\_ A check in the amount of \$\_\_\_\_\_ is attached for presentation of additional claim(s).

\_\_\_\_\_ Applicant(s) hereby Petition(s) for an Extension of Time of \_\_\_\_\_ month(s) pursuant to 37 C.F.R. § 1.136(a).

\_\_\_\_\_ A check for \$\_\_\_\_\_ is attached for processing fees under 37 C.F.R. § 1.17.

\_\_\_\_\_ Please charge my Deposit Account No. 02-2666 the amount of \$\_\_\_\_\_.

A duplicate copy of this sheet is enclosed.

**X** The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2666 **(a duplicate copy of this sheet is enclosed)**:

**X** Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.

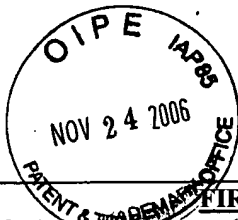
**X** Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 11.21.06

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Reg. No. 48,057

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|                                  |                        |                                   |                  |
|----------------------------------|------------------------|-----------------------------------|------------------|
| November 21, 2006<br>Date Mailed | Flor S. Neafus<br>Name | <i>Fl. S. Neafus</i><br>Signature | 11-21-06<br>Date |
|----------------------------------|------------------------|-----------------------------------|------------------|

Attorney Docket No.: 42P18116

*Patent***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Zimmer et al. ) Examiner: Wilson, Yolanda L.  
Application No.: 10/748,502 ) Art Unit: 2113  
Filed: December 30, 2003 )  
For: SYSTEM SOFTWARE TO SELF-MIGRATE) )  
FROM A FAULTY MEMORY LOCATION )  
TO A SAFE MEMORY LOCATION )

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE AND AMENDMENT UNDER 37 C.F.R. §§ 1.111 AND 1.121**

Madam:

In response to the Office Action mailed October 4, 2006, Applicants respectfully request the Examiner to enter the following amendments to consider the following remarks.